

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of: Shigeru Sugaya

Serial No. : 10/738,418

Filed : December 17, 2003

For : RADIO COMMUNICATION, DEVICE, RADIO COMMUNICATION
METHOD, AND COMPUTER PROGRAM

Date : May 24, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

 X No fee is required.

_____ The fee has been calculated as shown below.

_____ Total claims in excess of 20 previously paid for, at \$18 (\$9) _____.

_____ Independent claims in excess of 3 previously paid for, at \$86 (\$43) _____.

_____ Additional Fee for this Amendment _____.


_____ This response is being filed within the _____ first month, _____ second month, _____ third month, _____ fourth month, _____ fifth month following the expiration of the term originally set therefor. Applicants Petition for an extension, and the fee of _____ \$110 (\$55), _____ \$420 (\$205), _____ \$950 (\$465), _____ \$1,450 (\$725), _____ \$1,970 (\$985) is due and paid herewith.

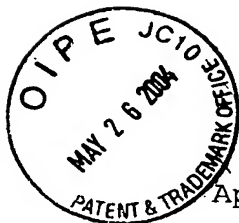
_____ The fee of \$ _____ set by 37 C.F.R § 1.17(p) for the Information Disclosure Statement is due and paid herewith.

_____ A check in the amount of \$ _____ is attached.

 X Please charge any additional fees or credit any overpayment to Deposit Account No. 03-3125.

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7217/71464

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Group A.U.:

I hereby certify that this paper is being deposited
this date with the U.S. Postal Service in first class
mail addressed to: Commissioner for Patents, P.O. Box
1450 Alexandria, VA 22313-1450

Jay H. Maioli
Reg. No. 27,213

Jay H. Maioli
Date
May 24, 2004

May 24, 2004
1185 Avenue of the Americas
New York, NY 10036
(212) 278-0400

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to the initial examination of the above-identified application, Applicant respectfully requests that the application be amended as follows.

Amendments to the Abstract begin on page 2 of this Amendment.

Amendments to the claims are reflected in the listing of claims that begins on page 3 of this Amendment.

The Remarks portion begins on page 11 of this Amendment.